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APPLICATION NO.	CATION NO. FILING DATE		FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/902,081	0	7/10/2001	Ashwani Chhibber	02581-P0392A	02581-P0392A 7798	
24126	7590	06/18/2003				
ST. ONGE STEWARD JOHNSTON & REENS, LLC				EXAMINER		
	RD STREET D, CT 06905-5619			MULCAHY, JOHN M		
				ART UNIT	PAPER NUMBER	
				3739	.1	
				DATE MAILED: 06/18/2003	- 11	

Please find below and/or attached an Office communication concerning this application or proceeding.

John Committee of the C	Application No.	Applicant(s)					
Advisory Action	09/902,081	CHHIBBER ET AL.					
	Examiner	Art Unit					
	John M. Mulcahy	3739					
The MAILING DATE of this communication appears on the cover sh t with the corr spond nc address							
THE REPLY FILED 15 May 2003 FAILS TO PLACE THE Therefore, further action by the applicant is required to a final rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appear Examination (RCE) in compliance with 37 CFR 1.114.	Void abandonment of this applic	cation. A proper reply to a.					
_	PLY [check either a) or b)]						
a) The period for reply expires 3 months from the mailing date of this Adviewent, however, will the statutory period for reply expire later that ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 1706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The dath nave been filed is the date for purposes of determining the period of extens 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened (b) above, if checked. Any reply received by the Office later than three more partned patent term adjustment. See 37 CFR 1.704(b).	isory Action, or (2) the date set forth in the an SIX MONTHS from the mailing date of FILED WITHIN TWO MONTHS OF THE e on which the petition under 37 CFR 1.1 ion and the corresponding amount of the statutory period for reply originally set in the statutory period for the statu	the final rejection. FINAL REJECTION. See MPEP 36(a) and the appropriate extension fee fee. The appropriate extension fee under the final Office retires or (2) as set forth in					
1. A Notice of Appeal was filed on Appellant's 37 CFR 1.192(a), or any extension thereof (37 CFF	s Brief must be filed within the p R 1.191(d)), to avoid dismissal c	eriod set forth in of the appeal.					
The proposed amendment(s) will not be entered be	ecause:						
(a) they raise new issues that would require further	er consideration and/or search (s	see NOTE below);					
(b) they raise the issue of new matter (see Note below);							
(c) they are not deemed to place the application in issues for appeal; and/or	n better form for appeal by mate	erially reducing or simplifying the					
(d) they present additional claims without cancell NOTE:	ng a corresponding number of f	inally rejected claims.					
3. Applicant's reply has overcome the following reject	ion(s):						
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a se	eparate, timely filed amendment					
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for application in condition for allowance because: See	reconsideration has been consi	dered but does NOT place the					
6. The affidavit or exhibit will NOT be considered becaraised by the Examiner in the final rejection.	ause it is not directed SOLELY	to issues which were newly					
7. For purposes of Appeal, the proposed amendment(explanation of how the new or amended claims wo	s) a) will not be entered or b) will not be entered or b) will be rejected is provided belo	⊠ will be entered and an wor appended.					
The status of the claim(s) is (or will be) as follows:							
Claim(s) allowed:							
Claim(s) objected to:							
Claim(s) rejected: 1-9 and 11							
Claim(s) withdrawn from consideration:							
3. The proposed drawing correction filed on is a	a) approved or b) disapp	roved by the Examiner.					
9. Note the attached Information Disclosure Statemen	t(s)(PTO-1449) Paper No(s)						
0.☑ Other: <u>See Continuation Sheet</u>		John M. Mulcahy Primary Examiner Art Unit: 3739					
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PTO-303 (Rev. 04-01)

Continuation of 5. does NOT place the application in condition for allowance because: it is apparent that Applicant's arguments with respect to Barthel et al. (5,921,917) are referenced to Barthel et al. (5,941,816). Note that the '917 reference, which is relied upon in the rejection, was originally cited in the first Office action (Paper No. 7). The '816 reference is cited only as pertinent art in the final Office action (Paper No. 9).

Continuation of 10. Other: On appeal, claim 1 would be rejected on the same grounds as claim 10 in the final Office action (Paper No. 9) and the rejections of the remaining claims 2-9 would be modified by incorporating the rejection of claim 10 set forth in section 5 of that Office action.